

State of South Dakota

SEVENTY-NINTH SESSION LEGISLATIVE ASSEMBLY, 2004

159J0597

SENATE BILL NO. 158

Introduced by: Senators de Hueck, Bogue, Brown, Earley, and Knudson and Representatives Wick, Heineman, Hennies, McCaulley, Novstrup, and Smidt

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to the publications and
2 distribution of municipal and school district minutes.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-8-35 be amended to read as follows:

5 13-8-35. Within twenty days after a meeting of the school board, the board shall cause to
6 be published in the designated legal newspaper a full account of the unapproved proceedings
7 of such meeting, giving a detailed statement of all expenditures of money, with the names of
8 persons to whom payment is made, showing the service rendered or goods furnished, a detailed
9 statement of receipts, and balance on hand. Expenditures and receipts of trust and agency funds
10 may be published in total only.

11 If the published minutes of the previous meeting of the board are modified, amended, or
12 corrected by such board subsequent to such publication and prior to approval by the board, ~~such~~
13 the changes shall be reflected in the minutes of the meeting at which ~~such~~ the modifications,
14 amendments, or corrections are made.

15 The business manager shall sign each legal publication submitted to the newspaper. The



school board shall make copies of the minutes available to the public at any public library in the school district and at the school district's business office. Any newspaper may publish the minutes free of charge as a public service announcement in lieu of publishing for pay. The school board of a school district in any first-class municipality may publish its minutes on the internet in lieu of publishing the minutes in the official legal newspaper or other newspaper. Twice each year, each school district shall publish a notice in the designated legal newspaper specifying where the minutes are available and how the minutes may be obtained.

Section 2. That § 9-18-1 be amended to read as follows:

9-18-1. The governing body of every municipality shall cause to be published in the official legal newspaper ~~therein of the municipality~~, or, if no official legal newspaper is published ~~therein in the municipality~~, in any legal newspaper ~~which serves such~~ that serves the municipality, within thirty days after each meeting ~~thereof of the governing body~~, the minutes of the meeting containing a full account of the proceedings at ~~such the~~ meeting, giving a detailed statement of all expenditures of money, the names of the persons to whom payment is made, and showing the service rendered ~~therefor. It. The governing body~~ shall pay for publishing ~~such the~~ proceedings not to exceed ninety percent of the legal line rates for weekly newspapers and not to exceed the legal line rate for daily newspapers, as provided in § 17-2-19. The governing body shall make copies of the minutes available to the public at any public library in the municipality and at the municipal finance office. Any newspaper may publish the minutes free of charge as a public service announcement in lieu of publishing for pay. The governing body of any first-class municipality may publish its minutes on the internet in lieu of publishing the minutes in the official legal newspaper or other newspaper. Twice each year, each municipality shall publish a notice as provided in this section specifying where the minutes are available and how the minutes may be obtained.